



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231.

*Theodore R. Remaklus* 3/8/02  
Theodore R. Remaklus, Reg. No. 38,754 March 8, 2002

MP/AS  
AA  
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Inventors: Paul Francis DAY  
Serial No.: 09/995,871  
Filed: November 29, 2001  
Title: IMPROVED TUBES  
Attorney Docket No.: SOMM-03-107

RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION

Box MISSING PARTS  
Commissioner for Patents  
Washington, DC 20231

Sir:

This is a response to the Notice to File Missing Parts mailed January 8, 2002.

Enclosed are the following:

1. An executed Declaration and Power of Attorney, executed in accordance with 37 C.F.R. 1.68;
2. A copy of the Notice responded to hereby (Part 2); and
3. Check for the amount of \$130.00, which includes (a) the \$130.00 surcharge for late filing of the Declaration.

If the above-mentioned fee is missing or is insufficient, the Commissioner is authorized to charge such deficiency, or to credit any overpayment, to Wood, Herron & Evans' Deposit Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

Date 3/8/02

2700 Carew Tower  
Cincinnati, OH 45202  
(513) 241-2324

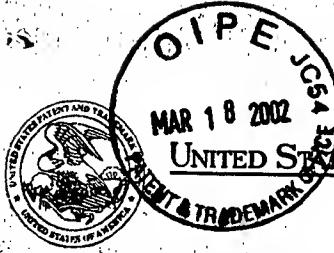
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By Donald F. Frei / by Theodore R. Remaklus

Donald F. Frei  
Reg. No. 21,190

per authorization  
Reg. No. 38,754

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/995,871	11/29/2001	Paul Francis Day	SOMM-03-107

WOOD, HERRON & EVANS, L.L.P.  
2700 Carew Tower  
441 Vine St.  
Cincinnati, OH 45202

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## CONFIRMATION NO. 1599

## FORMALITIES LETTER



\*OC00000007278234\*

Date Mailed: 01/08/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE